LISTING OF THE CLAIMS

1. (Canceled)

2. (Canceled)

3. (Canceled)

4. (Canceled)

5. (Canceled)

6. (Canceled)

7. (Canceled)

8. (Canceled)

9. (Canceled)

10. (Canceled)

11. (Canceled)

12. (Presently Amended) A method for alerting a calling party of a delay before an incoming call will be answered by a user of a called wireless handset, comprising the steps of:

answering the incoming call by the wireless handset in response to a predefined amount of movement in a physical location of the wireless handset as detected by the wireless handset when the telecommunication terminal is not engaged in another call with the predefined amount of movement occurring after the incoming call is received by the wireless handset;

muting an audio path of the answered call from communication with the user; and

transmitting a message that is selected by the user to the calling party.

13. (Original) The method of claim 12 further comprises the step of maintaining the incoming call from the calling party with the audio path muted to the user; and

allowing audio communication by the user with calling party in response to another input from the user.

14. (Original) The method of claim 12 further comprises the step of terminating the incoming call after transmission of the message.

15. (Original) The method of claim 12 wherein the message is an audio message and the audio message is transmitted via the audio path to the calling party.

16. (Original) The method of claim 15 further comprises the steps of receiving a time specifying the delay; and

inserting the time into a predefined message.

17. (Original) The method of claim 16 wherein the step of inserting comprises converting the time to audio information for insertion into the predefined message.

18. (Original) The method of claim 17 further comprises the step of recording the predefined message.

19. (Original) The method of claim 12 wherein the message is a text message.

20. (Original) The method of claim 19 further comprises the steps of receiving a time specifying the delay; and

inserting the time into a predefined message.

21. (Original) The method of claim 19 wherein the transmission of the text message is via a text messaging link.

22. (Original) The method of claim 20 further comprises the step of entering the predefined message.

23. (Canceled)

24. (Canceled)

25. (Canceled)

26. (Canceled)

27. (Canceled)

28. (Canceled)

29. (Canceled)

30. (Canceled)

31. (Canceled)

32. (Canceled)

33. (Canceled)

34. (Presently Amended) A processor-readable medium for alerting a calling party of a delay before an incoming call will be answered by a user of a called wireless handset, comprising processor-executable instructions configured for:

answering the incoming call by the wireless handset in response to a predefined amount of movement in a physical location of the wireless handset as detected by the wireless handset when the telecommunication terminal is not engaged in another call with the predefined amount of movement occurring after the incoming call is received by the wireless handset;

muting an audio path of the answered call from communication with the user; and

transmitting a message that is selected by the user to the calling party.

35. (Original) The processor-readable medium of claim 34 further comprises maintaining the incoming call from the calling party with the audio path muted to the user; and

allowing audio communication by the user with calling party in response to another input from the user.

36. (Original) The processor-readable medium of claim 34 further comprises terminating the incoming call after transmission of the message.

37. (Original) The processor-readable medium of claim 34 wherein the message is an audio message and the audio message is transmitted via the audio path to the calling party.

38. (Original) The processor-readable medium of claim 37 further comprises receiving a time specifying the delay; and
inserting the time into a predefined message.

39. (Original) The processor-readable medium of claim 38 wherein the inserting comprises converting the time to audio information for insertion into the predefined message.

40. (Original) The processor-readable medium of claim 39 further comprises recording the predefined message.

41. (Original) The processor-readable medium of claim 34 wherein the message is a text message.

42. (Original) The processor-readable medium of claim 41 further comprises receiving a time specifying the delay; and
inserting the time into a predefined message.

43. (Original) The processor-readable medium of claim 41 wherein the transmission of the text message is via a text messaging link.

44. (Original) The processor-readable medium of claim 42 further comprises entering the predefined message.

45. (Canceled)

46. (Canceled)

47. (Canceled)

48. (Canceled)

49. (Canceled)

50. (Canceled)

51. (Canceled)

52. (Canceled)

53. (Canceled)

54. (Canceled)

55. (Canceled)

56. (Presently Amended) An apparatus for alerting a calling party of a delay before an incoming call will be answered by a communication terminal, comprising:

means for detecting the incoming call while the communication terminal is not engaged in another call;

means for detecting movement in a physical location of the communication terminal with the detected movement occurring after the detection of the incoming call; and

means for transmitting a message to the calling party upon detection of the incoming call and movement.

57. (Original) The apparatus of claim 56 wherein the means for transmitting comprises means for sending a textual message.

58. (Canceled)

59. (Canceled)

60. (Original) An apparatus for implementing the steps of claim 12.

61. (Canceled)

62. (Canceled)

63. (Canceled).